

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

GAIL R. O'CONNELL-BABCOCK, )  
)  
Plaintiff, )

v. )

MULTNOMAH COUNTY, OREGON, )  
MICHAEL OSWALD, JOHN ROWTON, )  
LINDA POWERS, LIZ KLOBUCK, )  
SHANNON JAMES, JENNY HOLMAN, )  
STEPHANIE COLLINGSWORTH, )  
TRACEE STEWART, JOHN AND JANE )  
DOES 1-10, )  
)  
Defendants. )

---

Civil Case No. 08-459-AC

O R D E R

Robert E. Babcock  
Babcock/Haynes LLP  
310 North State Street, Suite 208  
Lake Oswego, Oregon 97034

Attorney for Plaintiff

Agnes Sowle, County Attorney  
Multnomah County, Oregon  
Jenny M. Morf  
Bernadette Nunley  
Assistant County Attorneys  
501 SE Hawthorne Blvd., Suite 500  
Portland, Oregon 97214

Attorneys for Defendants

KING, Judge:

The Honorable John Acosta, United States Magistrate Judge, filed Findings and Recommendation on March 25, 2009. Plaintiff filed timely objections to the Findings and Recommendation.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion or prisoner petition, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). This court has, therefore, given de novo review of the rulings of Magistrate Judge Acosta.

This court ADOPTS the Findings and Recommendation of Magistrate Judge Acosta dated March 25, 2009 in its entirety.

IT IS HEREBY ORDERED that Defendants' Motion to Strike (#20) is denied.  
Defendants' Motion to Dismiss (#12) is granted.

DATED this 24<sup>th</sup> day of April, 2009.

/s/ Garr M. King

GARR M. KING  
United States District Judge